

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

EUGENE L. BUSER,

Plaintiff,

v.

DESMOND T. BARRY, JR., THOMAS F. EGAN,  
JOHN P. HEANUE, WILLIAM M. KELLY,  
FRANCIS P. BARRON, and WINGED FOOT  
GOLF CLUB, INC.,

Defendants.

WINGED FOOT HOLDING CORPORATION,

Nominal Defendant.

14-cv-4322

Judge Nelson A. Román

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, Declaration of Kaitlin T. Farrell, and Statement of Undisputed Material Facts Pursuant to Local Rule 56.1, Defendants Desmond T. Barry, Jr., Thomas F. Egan, John P. Heanue, William M. Kelly, Francis P. Barron, and the Winged Foot Club, Inc. (“Defendants”), by their counsel Debevoise & Plimpton LLP, shall move before the Honorable Nelson A. Román, United States District Judge for the Southern District of New York, at the United States Courthouse located at 300 Quarropas Street, White Plains, New York, for an Order granting summary judgment in favor of Defendants pursuant to Rule 56 of the Federal Rules of Civil Procedure, and granting such additional relief as the Court deems just and proper.

Dated: New York, New York  
June 23, 2015

Respectfully Submitted,

/s/ Maeve L. O'Connor  
Maeve L. O'Connor  
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Jr., Thomas F. Egan, John P. Heanue, William  
M. Kelly, Francis P. Barron, and Winged Foot  
Golf Club, Inc.*